

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

WP(C).No. 35783 of 2007(I)

PETITIONER:

**C.A.PAPPACHAN, AGED 61 YEARS,
S/O.AUGUSTHY, CHITTOORPARAMBU, MANJAPRA,
NEAR ANGAMALY, (EX-METER READER, KERALA WATER
AUTHORITY, ALUVA).**

**BY ADV. SRI.M.R.GOPALAKRISHNAN NAIR
SRI.K.KRISHNANKUTTY NAYAR**

RESPONDENTS:

- 1. THE KERALA WATER AUTHORITY, REPRESENTED
BY THE MANAGING DIRECTOR, JALABHAVAN,
VELLAYAMBALAM, THIRUVANANTHAPURAM.**
- 2. THE EXECUTIVE ENGINEER, P.H.DIVISION,
THE KERALA WATER AUTHORITY, ALUVA.**
- 3. THE ACCOUNTS OFFICER (ESTT.)
THE KERALA WATER AUTHORITY, JALA BHAVAN,
THIRUVANANTHAPURAM.**

BY ADV.SRI.J.KRISHNAKUMAR - SC KWA

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 04/12/2007, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:**

V.GIRI, J.

W.P.(C).No.35783 of 2007 I

Dated this the 4th day of December, 2007.

JUDGMENT

The petitioner challenges Ext.P5 order by which, an amount of Rs.17438/- is treated as excess amount paid to the petitioner and directed to be recovered from the Death Cum Retirement Gratuity. Apparently, recovery has been effected also. Ext.P5 is dated 9.10.2001. Apparently, Ext.P6 has been submitted by the petitioner objecting to the recovery. The same is stated to be pending even now.

After having heard the learned counsel for the petitioner and the learned standing counsel for the Water Authority, the writ petition is disposed of directing the 3rd respondent to look into Ext.P6 and pass appropriate orders within three months from the date of receipt of a copy of this judgment. If the petitioner's objections are accepted, then consequential orders shall be passed by the 2nd respondent.

Sd/-
(V.GIRI)
JUDGE

sk/

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P.S. To Judge